

SITE: Cobia Boat  
BREAK: 1.8  
PER: VII

*Julia Mooney - Control*  
NCN000410266

September 16, 2007

J. I. Palmer, Jr.  
Regional Administrator  
United States Environmental Protection Agency  
Region IV  
Sam Nunn Atlanta Federal Center  
61 Forsyth Street, SW  
Atlanta, GA 30303  
404-562-9900  
1-800-241-1754

U.S. EPA REGION 4  
OFFICE OF  
REGIONAL ADMINISTRATOR  
2007 SEP 24 P 12:45

Under the authority of CERCLA Section 105 (d), as amended, the petitioner,

Elizabeth M.T. O'Nan  
396 Sugar Cove Road, Marion, North Carolina, 28752  
828 724 4221  
[pace@mcdowell.main.nc.us](mailto:pace@mcdowell.main.nc.us)

who wishes to remain anonymous,

hereby requests the Region IV of the United States Environmental Protection Agency conduct a preliminary assessment of the suspected release of a hazardous substance, pollutant, or contaminant at the following location:

- **Cobia Boat Company, LLC, 5600191**
- 1 Cobia Drive  
Marion, NC 28752  
Mr Paul Zawila  
8403 Hornwood Court  
Charlotte, NC 29649  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(864) 942-7222  
09605 Title V

Petitioner is affected by the release during frequent necessary travel in this area. Petitioner is often ill from emissions which cause vascular constriction of blood vessels in the brain resulting in mental confusion, breathing problems, bad taste in mouth, itching, swelling, memory deficits and other immediate affects.

Please inform me of the results of your preliminary assessment at the soonest possible time.

Sincerely,

*Elizabeth O'Nan*  
Elizabeth M.T. O'Nan



10636036



# Correspondence Management System

Control Number: AX-07-001-2322-WH

Printing Date: August 08, 2007



## Citizen Information

**Citizen/Originator:** O'Nan, E.M.T.

**Organization:** Protect All Children's Environment

**Address:** 396 Sugar Cove Road, Marion, NC 28752

**Constituent:** N/A

**Committee:** N/A

**Sub-Committee:** N/A

## Control Information

**Control Number:** AX-07-001-2322-WH

**Alternate Number:** WH604412

**Status:** Pending

**Closed Date:** N/A

**Due Date:** Aug 22, 2007

**# of Extensions:** 0

**Letter Date:** Jul 6, 2007

**Received Date:** Jul 31, 2007

**Addressee:** POTUS-President of the United States

**Addressee Org:** White House

**Contact Type:** LTR (Letter)

**Priority Code:** Normal

**Signature:** DD-Division Director

**Signature Date:** N/A

**File Code:** 404-141-02-01 141b Controlled and Major Correspondence Record copy of controlled and major correspondence of the offices of Division Directors and other personnel

**Subject:** Petition for Environmental Investigation Under CERCLA Law Section 9605 Part(d) Petition for Assessment of Release & Concern-Medical Problems Experienced by Citizens of McDowell County North Carolina

**Instructions:** DX-Respond directly to this citizen's questions, statements, or concerns

**Instruction Note:** N/A

**General Notes:** ASSIGNED TO SUPERFUND DIV. (Note: Coordinate response w/APTMD - Gregg Worley, as needed.)

**CC:** ORD - Office of Research and Development - Immediate Office

## Lead Information

**Lead Author:** N/A

### Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
Sharita Bolden	OEX	R4	Aug 7, 2007	Aug 22, 2007	N/A
<b>Instruction:</b> DX-Respond directly to this citizen's questions, statements, or concerns					
Julia Mooney	R4	R4-SFD	Aug 8, 2007	Aug 22, 2007	N/A
<b>Instruction:</b> Please prepare response for Division Director's signature. When signed, please hand-carry a copy of response to Julia Mooney, OCIR. If any questions, contact Julia at X28302. THANKS					

## Supporting Information

**Supporting Author:** N/A

### Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found			



# Correspondence Management System

Control Number: AX-07-001-2322-WH

Printing Date: August 08, 2007



## History

Action By	Office	Action	Date
Sharita Bolden	OEX	Assign R4 as lead office	Aug 7, 2007
Julia Mooney	R4	Changed Signature DX-Direct Reply DD-Division Director	Aug 8, 2007
Julia Mooney	R4	Accepted the group assignment	Aug 8, 2007
Julia Mooney	R4	Assign R4-SFD as lead office	Aug 8, 2007

## Comments

Commentator	Comment	Date
No Record Found		



## Preliminary Assessment Petition

For years hazardous wastes have accumulated unchecked in vacant lots, dumps, manufacturing plants, and various other types of locations around the United States. The U.S. Congress recognized the potential threat to public health and the environment and in 1980 passed the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), more commonly known as "Superfund." With Superfund, the President authorized the U.S. Environmental Protection Agency (EPA) to identify hazardous wastes that threaten public health and the environment, and to locate and properly dispose of these wastes. The first step of that identification process is called the Preliminary Assessment.

### WHAT IS A PRELIMINARY ASSESSMENT?

In a Preliminary Assessment (PA), EPA attempts to verify the existence of released hazardous waste at a site that may fall under Superfund. PAs are conducted by the EPA or its representatives and usually result from EPA discovering that a hazardous substance may pose a threat to the public or the environment. The purpose of a PA is to determine if a threat exists and what further action should be taken. If the PA shows that there is a serious immediate threat, EPA may use Superfund money to quickly remove the hazardous substance. If the threat is not immediate, EPA will conduct more thorough studies to decide the best way to deal with the problem. Naturally, if no danger exists, no further action will be taken.

### WHAT IS A PA PETITION, AND WHY WOULD YOU SUBMIT IT?

Although the EPA has always responded to requests from the public to investigate suspected hazardous waste sites, Congress formalized this process in 1986, by making some changes in the Superfund program. One of these changes (now CERCLA Section 105(d)) provides the public with an opportunity to formally petition the Federal government to conduct a PA. By sending in a PA petition, persons can notify the EPA of suspected environmental problems that may directly affect them, thus possibly identifying sites that may otherwise remain unknown.

Releases of hazardous substances may threaten an individual's health, property, and environment. By reporting such releases and petitioning for PAs to be conducted people can help themselves, their communities, and the country.

### WHO MAY SUBMIT A PA PETITION?

Basically, Congress has allowed any person or organization to submit a PA petition. This petition should concern a release or threatened release that affects the petitioner. The term "release" includes any means by which a substance could be exposed to the environment, such as by spilling, leaking, discharging, dumping, injecting, and escaping.

### WHAT INFORMATION MUST BE IN A PA PETITION?

An example format for petitions is included on the last page of this bulletin. People submitting petitions do not have to follow this format, but petitions must contain the following information:

- The full name, address, telephone number, and signature of the person submitting the petition.
- The location of the actual/potential release, which is also called the "site." Because the people reviewing the petition or conducting the PA may not be familiar with the area of the release, its location should be described as exactly as possible. For example, marking the location on a street map or drawing a more detailed map (showing the release area, landmarks, and distances) would be helpful in finding and responding to the potential problem. If a map cannot be found or made, the site should be described by providing its distance, as accurately as possible, from nearby roads, (using street names or route numbers), buildings, and other easily noticeable objects.
- A description of how the petitioner is, or may be, affected by the actual/potential release. For example, a release may cause unpleasant smells, bad-tasting well water, animal injuries, damaged trees and plants, as well as body rashes and other physical effects. These factors may affect a person's health and cost money. Petitioners can clarify the seriousness of the problem and its potential effects by describing their location in relation to the area of the release, and how they came in contact with or became aware of the release.



## WHAT TO FOCUS PETITIONS ON

Because Congress specified that petitioners must be affected by specific releases that they want to report, people should focus on actual/potential releases that they know of firsthand that occur around their homes or jobs. For example, EPA discourages submittal of PA petitions for the following situations:

- A petition covering possible releases at many locations, which were picked for some general reason, and not based on firsthand, specific knowledge. For example, a petition covering every landfill in a State is not specific and does not help EPA focus on the most serious problems.
- Petitions about sites that are unlikely to affect petitioners, such as sites far away from where they live or work.
- Petitions about possible pollution affecting a wide area, but which cannot be linked to releases from a specific location or source. Examples of problems over wide areas include polluted rivers and contaminated ground water. Petitioners should instead try to alert EPA to the source of such problems, such as drums leaking onto the ground.

EPA asks that petitioners carefully consider their petitions with the above examples in mind. Every year EPA investigates thousands of possibly hazardous sites, some of which pose serious threats to the public. If EPA receives petitions that are general or unclear, or that do not have enough information, valuable time and resources are taken away from more serious problems. Petitions without the required information will be returned to the petitioner. With this in mind, EPA asks petitioners to provide as much information as they can, but only on serious environmental problems.

## WHAT OTHER INFORMATION CAN BE HELPFUL?

Naturally, the more information in a petition about an actual/potential site, the quicker and better the EPA can respond to it. Aside from what is mentioned above, no other information is required, but the following facts can be very helpful to the people reviewing petitions:

- What substances are involved (e.g., chemical name, popular name, name on container).
- Description of substances involved (e.g., smell, color, liquid/solid/gas).

- How the substance is, or may be, released (e.g., leaking container, dumped on ground, oozing from soil).
- Events leading to release (e.g., who did what and when to cause actual/potential site).
- State or local agencies already contacted and what they did (e.g., fire, police, or health department; State environmental agency).

## WHAT HAPPENS TO A PA PETITION AFTER IT IS SUBMITTED?

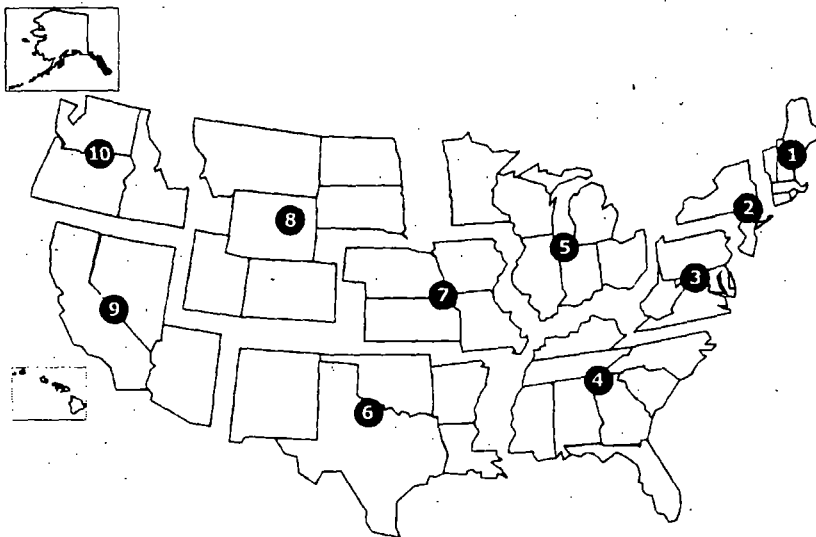
After receiving a PA petition, EPA will decide (1) if there is reason to believe that an actual/potential site exists, and (2) whether EPA has the legal authority under Superfund to respond to the site.

Petitioners do not have to prove that an actual/potential release exists or that it affects them. However, they do have to provide enough information to make the person reviewing the petition suspect that an actual/potential release may exist that may affect the petitioners. Also, under Superfund, EPA cannot respond to certain types of sites. For example, the law says Superfund does not cover petroleum or natural gas, engine exhaust emissions, normal use of fertilizer or pesticides, certain releases within a workplace, and some releases of nuclear materials. Finally, if a PA of the release was done in the past, a new one will not be conducted, unless additional information has been discovered about the site.

Within 12 months after a PA petition is received, it will be reviewed by EPA and a report of the review will be sent to the petitioner(s) within this one year timeframe. The report will describe whether the petition was approved and the reasons for the decision. If a petition is approved, EPA will conduct a PA during this period and provide a copy of the PA to the petitioner.

## WHERE TO SEND PA PETITIONS

A PA petition ordinarily must be sent to the EPA Regional Administrator covering the location of the site. A map of the ten EPA Regions and a list of the EPA Regional Administrators, their addresses, and the States in their Regions is on Page 3. However, if the potential site is on Federal land, the petition should be sent directly to the Federal agency that owns the land. Each Federal agency is responsible for conducting a PA for any site on the agency's property. If petitioners cannot determine the Federal agency's address, the insert on Page 3 lists EPA's Regional Federal Facility Coordinators, who can help in locating the right address.



**Region I:**

*Connecticut, Massachusetts, Maine, New Hampshire, Rhode Island, Vermont*

Office of Site Remediation and Restoration  
U.S. Environmental Protection Agency  
1 Congress Street Suite 1100  
Boston, MA 02114-2023

**Region II:**

*New Jersey, New York, Puerto Rico, Virgin Islands*

Emergency and Remedial Response Division  
U.S. Environmental Protection Agency  
290 Broadway  
New York, NY 10007-1866

**Region III:**

*Delaware, District of Columbia, Maryland, Pennsylvania, West Virginia, Virginia*

Hazardous Site Cleanup Division  
U.S. Environmental Protection Agency  
1650 Arch Street  
Philadelphia, PA 19103-2029

**Region IV:**

*Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee*

Waste Management Division  
U.S. Environmental Protection Agency  
61 Forsyth Street, SW  
Atlanta, GA 30303-8960

**Region V:**

*Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin*

Superfund Division  
U.S. Environmental Protection Agency  
77 West Jackson Boulevard  
Chicago, IL 60604-3507

**Region VI:**

*Arkansas, Louisiana, New Mexico, Oklahoma, Texas*

Superfund Division  
U.S. Environmental Protection Agency  
1445 Ross Avenue, Suite 1200  
Dallas, TX 75202-2733

**Region VII:**

*Iowa, Kansas, Missouri, Nebraska*

Superfund Division  
U.S. Environmental Protection Agency  
901 North 5th Street  
Kansas City, KS 66101

**Region VIII:**

*Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming*

Office of Ecosystems Protection and Remediation  
U.S. Environmental Protection Agency  
999 18th Street  
Denver, CO 80202-2466

**Region IX:**

*American Samoa, Arizona, California, Guam, Hawaii, Nevada, Marianas, Trust Territories*

Superfund Division  
U.S. Environmental Protection Agency  
75 Hawthorne Street  
San Francisco, CA 94105

**Region X:**

*Alaska, Idaho, Oregon, Washington*

Office of Environmental Cleanup  
U.S. Environmental Protection Agency  
1200 Sixth Avenue  
Seattle, WA 98101

**A list of addresses for other Federal agencies can be obtained by calling EPA Regional Federal Facility Coordinators at the following numbers.**

**Headquarters** ph 202/564-4271  
fax 202/501-0069

**Region I:** ph 617/918-1431  
fax 617/918-1291

**Region II:** ph 212/637-4322  
fax 212/637-3256

**Region III:** ph 215/814-3348  
fax 215/814-3005

**Region IV:** ph 404/562-8527  
fax 404/562-8518

**Region V:** ph 312/886-0992

**Region VI:** ph 214/665-6726  
ph 214/665-6785  
fax 214/665-6460  
fax 214/665-7263

**Region VII:** ph 913/551-7776  
fax 913/551-7063

**Region VIII:** ph 303/312-6244  
fax 303/312-6067

**Region IX:** ph 415/972-3133  
fax 415/947-3518

**Region X:** ph 206/553-6635  
fax 206/553-0124

## SAMPLE PUBLIC PETITION FORMAT

(Regional Administrator)  
United States Environmental Protection Agency  
Region (Insert proper Region number)

-or-

(Administrator)  
(Federal Agency)  
(local address)

*[Instructions in brackets can be replaced with relevant information, and the brackets deleted.]*

Under the authority of CERCLA Section 105 (d), as amended, the petitioner,

(Name) : \_\_\_\_\_

(Address) : \_\_\_\_\_

(Telephone Number) : \_\_\_\_\_

hereby requests that Region [ *(insert number of U.S. EPA Region in which release/threatened release is located from list provided in the bulletin)* ] of the United States Environmental Protection Agency (or) *(name of appropriate Federal agency, in the case of a suspected release/potential release from a Federal facility)* ] conduct a preliminary assessment of the suspected *[release (or) threatened release]* of a hazardous substance, pollutant, or contaminant at the following location:

*(Precise description of the location of the release/threatened release: attach marked map if possible)*

\_\_\_\_\_

Petitioner is affected by the *[release (or) threatened release]* because:

*(Describe as completely as possible how you are affected, or potentially affected,*

*by the release/threatened release)*

*[The information requested below is not required but, to the extent that it can be included, it will expedite review of and response to your petition.]*

Type or characteristics of the substance(s) involved:

\_\_\_\_\_  
\_\_\_\_\_

Nature and history of any activities that have occurred regarding the release/threatened release:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

State and local authorities you have contacted about the release/threatened release and the response, if any:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



## North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

Division of Waste Management

Michael F. Easley, Governor

William G. Ross Jr., Secretary

August 22, 2006

Dawn C. Taylor, Chief  
Superfund Site Evaluation Section  
Superfund Remedial and Site Evaluation Branch  
Superfund Division  
U.S. EPA Region 4  
61 Forsyth Street, SW  
Atlanta, GA 30303

RE: Petition for Environmental Investigation  
McDowell County, NC

Dear Ms. Taylor,

The North Carolina Health Assessment, Consultation, and Education (HACE) Program and the North Carolina Superfund Section have reviewed the information you sent to the Superfund Section concerning a citizen petition to the Executive Office of the President. You stated that the petition includes a request for environmental assessments of 30 facilities located in or near McDowell County pursuant to CERCLA Law Section 9605 Part (d). You also informed us that the petitioners requested a health assessment of the citizens living in McDowell County.

The HACE program and the North Carolina Superfund Section would like to request from the petitioner a more specific and detailed description of their environmental and public health concerns. This description will help us understand the concerns and determine whether or not our programs would be suitable programs to look into this matter. Both North Carolina programs consider all citizen petitions important and we want to make sure that this petition is addressed appropriately and in a timely manner.

The petitioners requested a survey of records of criminal convictions and various types of police and school records. Neither of our two programs has access to those types of records. A specific and detailed description of the petitioner's health concerns will be needed before any survey of certificates of death can be conducted. A meaningful survey requires context.



Ms. Dawn C. Taylor

August 22, 2007

Page 2

The 30 facilities you named are all Air Quality permit holders. The list of named facilities includes 25 of the 32 total facilities in McDowell County currently holding permits with the North Carolina Division of Air Quality. Five of the facilities on the list are located in other counties: Burke County (3), Caldwell County, and Northampton County. Only one of the 30 facilities, Coats North America - Sevier Plant, is listed on CERCLIS under the name of "American Thread Co Sevier Plant" NCD003157377. American Thread is listed on our Inactive Hazardous Sites Inventory along with one other facility, under the name "Ethan Allen Inc./Blue Ridge Div." NONCD0001075.

For further questions or assistance, please call Jim Bateson at (919) 508-8447 or Dr. Mina Shehee at (919) 707-5920.

Sincerely,

Jack Butler, PE  
Chief, Superfund Section, NC DWM

Douglas Campbell, MD, MPH  
Head, Occupational and Environmental  
Epidemiology Branch, NC DPH

Cc: Dexter Matthews, Director, NC DWM  
Dr. Jeffrey Engel, Chief, Epidemiology, NC DPH  
Dr. Mina Shehee, HACE, OEE, NC DPH  
Dr. Leah Devlin, Director, NC DPH  
Paul Muller, NC DAQ  
Buck Wilson, Director, McDowell County Health Department  
Bob Safay, ATSDR Superfund Region 4 Liaison



## **Executive Office of the President**

### **Office of Agency Liaison**

Phone: 202-456-7486 - Fax: 202-456-2992

**To:** Brian Hope  
**Agency:** EPA  
**Total Cases:** 1

**Date Sent:** July 27, 2007  
**Date Due:** August 26, 2007

### **Instructions for Presidential Mail Response Letters to Constituents**

- *Please fax back a signed, dated copy of this sheet verifying you have received the mailing in full.* If it is incomplete, please contact Jaclyn Andrasek at 202-456-5509.
- Direct response due to constituent within 30 days
- Email a copy of the response to Agency Liaison at WH\_AGL\_CASE@who.eop.gov or fax to (202-456-2992)
- Clearly note the White House control number on responses
- If mail is not your jurisdiction, forward to appropriate agency, and advise Agency Liaison in writing
- If there is prior correspondence on same case, acknowledge this referral and include past responses
- Do not use names of any White House staff in letters to the constituents

---

<b><u>Constituent Name</u></b>	<b><u>White House Number</u></b>	<b><u>Attachments</u></b>
E.M.T. O'Nan	WH 604412-	N

2007 JUL 31 PM 3:03

2007 JUL 31 PM 3:03

RECEIVED

3-12  
7-10  
11  
SCANNED

# 5008104

WH 604412 EPA



## Protect All Children's Environment

396 Sugar Cove Road, Marion NC 28752, Phone: 828 724 4221 Fax: 828 724 4221

email: pace@mcdowell.main.nc.us

E.M.T. O'Nan, Director

July 6, 2007

RECEIVED

President George Bush  
1600 Pennsylvania Ave. NW  
Washington, DC 20500

AL

Re: Petition for environmental investigation under:  
CERCLA Law Sec. 9605 Part (d) Petition for assessment of  
release.

Dear President Bush,

I write on behalf of myself and my daughter and other citizens of McDowell County, North Carolina. Due to excessive infant mortality, birth defects, heart deaths, asthma, Toxicant Induced Loss of Tolerance, diabetes and other chronic health problems that potentially result from environmental or chemical injury I would petition you under CERCLA Law Sec. 9605 Part (d) Petition for assessment of releases. Specifically I request assessments of:

Baxter Healthcare Corp, 5600116

65 Pitt Station Road, P.O. Box 1390

Marion, NC 28752

Mr. Jack Martindale

65 Pitt Station Road, P O Box 1390

Marion, NC 28752-1390

Permit #(s): Classification:

Technical/Permit Contact:

Facility Address:

(828) 756-6734

01915 Synthetic Minor

CEMEX, Inc. - CEMEX Construction Materials, L.P. -

Marion, 5600117

1767 Highway 70 East

Marion, NC 28752

Mr Johnny Tapia

P.O. Box 1292

Spartanburg, NC 29304

Permit #(s): Classification:

Technical/Permit Contact:

Facility Address: (864) 594-4045/01432

**City of Marion WWTP, 5600063**

3982 Highway 226 South  
Marion, NC 28752  
Mr Larry Carver  
P O Drawer 700  
Marion, NC 28752  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 652-8843  
03207

**Cobia Boat Company, LLC, 5600191**

1 Cobia Drive  
Marion, NC 28752  
Mr Paul Zawila  
8403 Hornwood Court  
Charlotte, NC 29649  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(864) 942-7222  
09605 Title V

**Crane Co., Crane Resistoflex, 5600166**

1 Quality Way  
Marion, NC 28752  
Mr Ryan Richards  
One Quality Way  
Marion, NC 28752  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 724-4000  
06143 Small

**Explosives Supply - Woodlawn, 5600150**

American Thread Road  
Marion, NC 28752  
Mr Jack Boone  
Route 3 Box 57  
Marion, NC 28752  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 652-5721  
03442 Small

**Galey & Lord Industries LLC - McDowell Plant, 5600160**

1659 Highway 70 East  
Marion, NC 28752  
Mr Forrest Putnam  
PO Box 157  
Society Hill, NC 29593  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(843) 378-2435  
04340 Synthetic Minor

**Haldex Brake Products Corporation - Marion Dist, 5600165**

5334 US Highway 221 South

Marion, NC 28752

Mr Alan Leonhardt

101-B Starmount Circle

Morganton, NC 28655

Permit #(s): Classification:

Technical/Permit Contact:

Facility Address:

(828) 652-9308

05758 Small

**ITL Corp., Industrial Timber & Lumber Company, 5600156**

203 College Drive

Marion, NC 28752

Mr Larry Hensley

35748 State Route 93

Hamden, NC 45634

Permit #(s): Classification:

Technical/Permit Contact:

Facility Address:

(216) 258-4480

03777 Small

**JELD-WEN, Inc., 5600169**

100 Henry McCall Road

Marion, NC 28752

Ms Julie A. White

PO Box 1540

Klamath Falls, NC 97601

Permit #(s): Classification:

Technical/Permit Contact:

Facility Address:

(541) 883-3373

06486 Title V

**Johnson Paving Company, Inc., 5600151**

3101 Highway 221 North

Marion, NC 28752

Mr Robert G Johnson

P O Box 1066

Marion, NC 28752

Permit #(s): Classification:

Technical/Permit Contact:

Facility Address:

(828) 652-4911

03445 Small

**Maymead Materials, Inc., 5600183**

7418 US Highway 221 North

Marion, NC 28752

Mr B. K. Mount

P O Box 911

Mountain City, NC 37683

Permit #(s): Classification:

Technical/Permit Contact:

Facility Address:

(423) 727-2000/08979 Synthetic Minor

**McDowell Cement Prods - Marion, 5600078**

101 South Garden Street

Marion, NC 28752

Ms Pat Boone

South Garden Street  
Marion, NC 28752  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 652-5721  
01304 Small

**McDowell County Millwork, LLC, 5600149**  
426 West Henderson Street  
Marion, NC 28752  
Mr Richard Crouse  
P.O. Box 726  
Burnsville, NC 28714  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 682-6215  
02954 Synthetic Minor

**McDowell Panel & Components, 5600177**  
220 Columbia Carolina Road  
Marion, NC 28752  
Mr Roger Revis  
P O Box 1149  
Old Fort, NC 28762  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 724-4695  
07688 Small

**Metal Industries - Marion, 5600185**  
5643 U S Highway 70 West  
Marion, NC 28752  
Mr John R. Biddix  
5643 US Highway 70 West  
Marion, NC 28752  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 724-9211  
09082 Synthetic Minor

**Perfect Air Control, Inc., 5600188**  
896 Rutherford Road  
Marion, NC 28752  
Mr Howard Loy  
P.O. 4490  
Clearwater, NC 33758-4490  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(727) 424-7501  
09530 Small

**Suez Energy BioPower, Inc. - North Cove, 5600164**  
2859 Old Linville Road  
Marion North Cove, NC 28752  
Ms Lauren E Billheimer



1931 Winsted Ct  
Charlotte, NC 28262  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(704) 510-4372  
05600 Title V

**Unlimited Finishing, Inc. - Marion, 5600190**  
512 Carson Street, P.O. Box 2278  
Marion, NC 28752  
Ms Sandra Silvers  
P.O. Box 2278  
Marion, NC 28752  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 659-9394  
09584 Small

**WNC Dry Kiln, Inc. - Marion, 5600192**  
65 Jacktown Road  
Marion, NC 28752  
Mr Joe Lyle  
Post Office Box 777, 65 Jacktown Road  
Marion, NC 28752  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 652-0050  
09667 Small

**Broughton Hospital, 1200008**  
1000 South Sterling Street  
Morganton, NC 28655  
Mr Doug Pollard  
1000 South Sterling Street  
Morganton, NC 28655  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 433-2329  
04127 Title V

**Coats North America - Sevier Plant, 5600001**  
630 American Thread Road, P.O. Box 368  
Woodlawn, NC 28752  
Mr Guy Lowe Jr  
P O Box 670  
Toccoa, NC 30577  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(706) 886-2141 Ext.2,259.00  
01895 Title V

**Collins & Aikman Products Corporation, 5600024**  
1506 East Main Street  
Old Fort, NC 28762  
Dr JD "Chip" D Moore

P O Box 580  
Albemarle, NC 28001  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(704) 983-2030  
04798 Small

**Duke Power - J. Iverson Riddle Deveopment Center - NC**  
**DHHS, 1200185**  
300 Enola Road  
Morganton, NC 28655  
Mr Bill Horton  
P O Box 1006, Mail Code EC121  
Charlotte, NC 28201  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(704) 336-8755  
09465 Small

**Ethan Allen Operations, Inc. - Pine Valley Division, 5600036**  
912 East Main Street  
Old Fort, NC 28762-0639  
Mr Michael Baker  
P O Box 639  
Old Fort, NC 28762  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 668-7686  
03913 Title V

**Johnson Paving Company, Inc., 5600151**  
3101 Highway 221 North  
Marion, NC 28752  
Mr Robert G Johnson  
P O Box 1066  
Marion, NC 28752  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 652-4911  
03445 Smal

**Pigab Yarn & Dyeing, 5600100**  
550 Orchard Drive  
Old Fort, NC 28762  
Mr M. Steve Lonon  
P O Box 606, 550 Orchard St.  
Old Fort, NC 28762  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 668-7667  
04498 Synthetic Minor

**SGL Carbon LLC, 1200028**  
307 Jamestown Road  
Morganton, NC 28655  
Mr Richard Ives

307 Jamestown Road  
Morganton, NC 28655  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(828) 432-5811  
03287 Title V

Thomasville Furniture Industries, Inc. - Lenoir Plant,  
1400027  
315 Elizabeth Street NW  
Lenoir, NC 28645  
Ms Rochelle Chisom Boyd  
P O Box 339  
Thomasville, NC 27361-0339  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(336) 476-2264  
04172 Title V

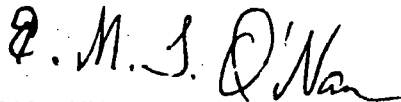
Fineline Industries East, Inc., 6600166  
400 Cherry Street, PO Box C  
Woodland, NC 27897  
Mr Paul Zawila  
8403 Hornwood Court  
Charlotte, NC 29649  
Permit #(s): Classification:  
Technical/Permit Contact:  
Facility Address:  
(864) 942-7222  
09482 Title V

In addition to the assessment of releases I petition for a health assessment of the citizens living in McDowell County, North Carolina and a survey of the last five years death certificates to determine if there were environmental causes of death. The health survey should include data of criminal convictions, violence reports, molestation, school disciplinary actions, and family abuse reports. All health surveys and assessments of releases should be completed prior to issuance of any additional Title V or other pollution permits.

As this is a small community and there have been various threats and acts of violence in the past on the part of industry workers against citizens seeking environmental justice, I would request that my name and that of Protect All Children's Environment remain anonymous.

I would appreciate hearing from you at your earliest convenience.

Sincerely,



E.M.T. O'Nan  
Director



James Bateson  
<james.bateson@ncmail.net>

To :Dawn Taylor/R4/USEPA/US@EPA

cc

08/09/2007 05:55 PM

bcc

Subject Re: Need your assistance

History: This message has been replied to.

Dawn,

I did a bit of digging to determine the nature of the list. Seems they are air quality permit numbers. I will contact NC DAQ tomorrow to inquire if these are sites with violations, or with recorded releases in excess of permit limits. A few of these are on CERCLIS. Only four CERCLIS sites in McDowell County, all archived.

I will also contact our counterparts in the Division of Environmental Health. Not sure if they would be willing or able to marshall the resources to perform a geographic study using health and crime registries.

Look for an update tomorrow afternoon.

Jim Bateson

Taylor.Dawn@epamail.epa.gov wrote:

>Hi Jim-  
>We just received the attached correspondence from a citizen in McDowell  
>County NC. As you probably know, Jennifer is having surgery next week  
>and will be out for up to 6 weeks, so I am taking the lead on the  
>response. I need your assistance in responding to the second part of  
>the request (at the very end of the letter) about his request for a  
>health assessment. Jennifer suggested that you could help and get in  
>touch with the health department and have them do a health consultation.  
>Please let a look at it and let me know what you think you can do. Note  
>that we have a pretty quick turnaround time on this - Aug 22 - we can  
>ask for an extension, but I would like to have an initial/preliminary  
>response by that time.  
>Thanks so much!  
>Dawn  
>

>Dawn C. Taylor, Chief  
>Superfund Site Evaluation Section  
>Superfund Remedial and Site Evaluation Branch  
>Superfund Division  
>U.S. EPA Region 4  
>61 Forsyth Street, SW  
>Atlanta, GA 30303  
>404-562-8575 work  
>404-909-0829 cell  
>taylor.dawn@epa.gov  
>  
>  
>  
>

--  
Jim Bateson

james.bateson@ncmail.net



Dawn Taylor/R4/USEPA/US

08/09/2007 04:36 PM

To Robert Safay/R4/USEPA/US

cc

Subject: Need your assistance - McDowell Co NC Health Assessment

Hi Bob-

We just received the attached correspondence from a citizen in McDowell County NC. As you may or may not already know, our NC Coordinator, Jennifer Wendel, is having surgery next week and will be out for up to 6 weeks, so I am taking the lead on the response. I need your assistance in responding to the second part of the request (at the very end of the letter) about his request for a health assessment.

Jennifer suggested that you could help and get in touch with the appropriate people at ATSDR to consider doing a health consultation. Please take a look at it and let me know what you think you can do. Note that we have a pretty quick turnaround time on this - Aug 22 - we can ask for an extension, but I would like to have an initial/preliminary response by that time (so we can at least say we are working on it and we are making progress)

Thanks so much!

Dawn

Dawn C. Taylor, Chief  
Superfund Site Evaluation Section  
Superfund Remedial and Site Evaluation Branch  
Superfund Division  
U.S. EPA Region 4  
61 Forsyth Street, SW  
Atlanta, GA 30303  
404-562-8575 work  
404-909-0829 cell  
taylor.dawn@epa.gov



James Bateson  
<james.bateson@ncmail.net>

08/15/2007 04:20 PM

To :Dawn Taylor/R4/USEPA/US@EPA  
cc Mina Shehee <mina.shehee@ncmail.net>

bcc

Subject Re: Need your assistance, McDowell Co.

History:

This message has been replied to.

Dawn,

Mina Shehee of our Department of Public Health and I are working on a joint letter. Should we address it to you? Mina spoke with Bob Safay about the petition earlier today. Mina told me that her group will work on the response on the basis of the NC Superfund Section's request for assistance, rather than any formal task request from ATSDR under their new Cooperative Agreement with NC DPH.

I've had no luck yet getting response to my telephone message to the NC DAQ Regional Office in Asheville. Maybe my earlier (typo-ridden) e-mail will gain us some specifics soon about the listed facilities. We will attach any response from NC DAQ to the joint letter.

Jim Bateson

Taylor.Dawn@epamail.epa.gov wrote:

>Jim-

>Have you had a chance to contact DAQ and/or Dept of Envr Health?

>Thanks!

>Dawn

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>Dawn,

>

>I did a bit of digging to determine the nature of the list. Seems they  
>are air quality permit numbers. I will contact NC DAQ tomorrow to  
>inquire if these are sites with violations, or with recorded releases in

James Bateson  
<james.bateson@ncmail.net>

08/09/2007 05:55 PM

To :Dawn Taylor/R4/USEPA/US@EPA

To

cc

Subject

Re: Need your assistance



```
>excess of permit limits. A few of these are on CERCLIS. Only four
>CERCLIS sites in McDowell County, all archived.
>
>I will also contact our counterparts in the Division of Environmental
>Health. Not sure if they would be willing or able to marshall the
>resources to perform a geographic study using health and crime
>registries.
>
>Look for an update tomorrow afternoon.
>
>Jim Bateson
>
>Taylor.Dawn@epamail.epa.gov wrote:
>
>
>
>>Hi Jim-
>>We just received the attached correspondence from a citizen in McDowell
>>County NC. As you probably know, Jennifer is having surgery next week
>>and will be out for up to 6 weeks, so I am taking the lead on the
>>response. I need your assistance in responding to the second part of
>>the request (at the very end of the letter) about his request for a
>>health assessment. Jennifer suggested that you could help and get in
>>touch with the health department and have them do a health
>>consultation.
>
>
>>Please let me look at it and let me know what you think you can do.
>>
>>Note
>
>
>>that we have a pretty quick turnaround time on this - Aug 22 - we can
>>ask for an extension, but I would like to have an initial/preliminary
>>response by that time.
>>Thanks so much!
>>Dawn
>>
>>Dawn C. Taylor, Chief
>>Superfund Site Evaluation Section
>>Superfund Remedial and Site Evaluation Branch
>>Superfund Division
>>U.S. EPA Region 4
>>61 Forsyth Street, SW
>>Atlanta, GA 30303
>>404-562-8575 work
>>404-909-0829 cell
>>taylor.dawn@epa.gov
>>
>>
>>
>>
>
>--
>Jim Bateson james.bateson@ncmail.net
```

>  
>Site Evaluation and Removal Branch Head  
>Superfund Section, Division of Waste Management  
>NC Department of Environment and Natural Resources  
>401 Oberlin Road  
>Raleigh, NC 27605  
>Phone (919) 508-8447  
>Fax (919) 733-4811  
>  
>  
>  
>  
>  
>

--

Jim Bateson

james.bateson@ncmail.net

Site Evaluation and Removal Branch Head  
Superfund Section, Division of Waste Management  
NC Department of Environment and Natural Resources  
401 Oberlin Road  
Raleigh, NC 27605  
Phone (919) 508-8447  
Fax (919) 733-4811



James Bateson  
<james.bateson@ncmail.net>

08/15/2007 03:59 PM

To -"paul.muller"@ncmail.net

cc Mina Shehee <mina.shehee@ncmail.net>, Linda Culpepper  
<linda.culpepper@ncmail.net>, Dawn  
Taylor/R4/USEPA/US@EPA, Jack Butler

bcc

Subject Citizen Petition - McDowell County

Mr. Muller,

I was referred to you, through our Deputy Division Director Linda Culpepper, by Keith Overcash.

Our counterparts EPA Region in Region 4 EPA are responding to a citizen petition to the Office of the President for environmental assessment of 30 facilities in McDowell County, and for a health assessment of the entire County. I am working with the Mina Shehee of the Occupational & Environmental Epidemiology Branch of the Division of Public Health to help EPA in their initial response to the Office of the President, which is due August 26.

The list, copied below and attached as an MS Excel file, appears to be of Air Quality Permit holders. I would like to discuss the nature of the petition with you, and obtain more information about the facilities listed in the petition. Does the list represent all permitted facilities in the County, or is it a subset of facilities having violations or records of unpermitted releases?

The intent of the Superfund Section and OEEB is to inform EPA that the State is ready to hear the concerns of the petitioners in greater detail, and to help them better identify or to better communicate their specific concerns, but that our agencies do not have the authority or the resources to perform a broad health assessment of the entire county, without reference to specific sources of risk. I will be in touch. Feel free to call me. (919) 508-8447

Baxter Healthcare Corp.	5600116	1915	Synthetic Minor
CEMEX, Inc.-CEMEX Contruction Materials, L.P. Marion	5600117		
City of Marion WWTP	5600063	3207	
Cobia Boat Company, LLC	5600191	9605	Title V
Crane Co., Crane Resistoflex	5600166	6143	Small
Explosives Supply - Woodlawn	5600150	3442	Small
Galey & Lord Industries LLC-McDowell Plant	5600160	4340	Synthetic Minor
Haldex Brake Products Corporation - Marion Div.	5600165	5758	Small
ITL Corp., Industrial Timber & Lumber Company	5600156	3777	Small
JELD-WEN, Inc.	5600169	6486	Title V
Johnson Paving Company, Inc.	5600151	3445	Small
Maymead Materials, Inc.	5600183	8979	Synthetic Minor
McDowell Cement Prods - Marion	5600078	1304	Small
McDowell County Millwork, LLC	5600149	2954	Synthetic Minor
McDowell Panel & Components	5600177	7688	Small
Metal Industries - Marion	5600185	9082	Synthetic Minor

Perfect Air Control, Inc	5600188	9530	Small
Suez Energy BioPower, Inc.- North Cove	5600164	5600	Title V
Unlimited Finishing, Inc. - Marion	5600190	9584	Small
WNC Dry Kiln, Inc. - Marion	5600192	9667	Small
Broughton Hospital	1200008	4127	Title V
Coats North America - Sevier Plant	5600001	1895	Title V
Collins & Aikman Products Corporation	5600024	4798	Small
Duke Power - J. Iverson Riddle Deveployment Center- NC DHHS	1200185	9465	Small
Ethan Allen Operations, Inc. - Pine Valley Division	5600036	3913	Title V
Johnson Paving Company, Inc.	5600151	3445	Small
Pisgah Yarn & Dyeing	5600100	4498	Synthetic Minor
SGL Carbon LLC	1200028	3287	Title V
Thomasville Furniture Industries, Inc. - Lenoir Plant	1400027	4172	Title V
Fineline Industries East, Inc.	6600166	9482	Title V

--  
Jim Bateson

[james.bateson@ncmail.net](mailto:james.bateson@ncmail.net)

Site Evaluation and Removal Branch Head  
 Superfund Section, Division of Waste Management  
 NC Department of Environment and Natural Resources  
 401 Oberlin Road  
 Raleigh, NC 27605  
 Phone (919) 508-8447  
 Fax (919) 733-4811



McDowell Petition.xls

Robert Safay/R4/USEPA/US

08/15/2007 12:42 PM

To :Dawn Taylor/R4/USEPA/US@EPA

cc

bcc

Subject Re: Fw: ATTACHMENT Re: Need your assistance -  
McDowell Co NC Health Assessment

yes, Mina Shehee, mina.shehee@ncmail.net bob  
Dawn Taylor/R4/USEPA/US



Dawn Taylor/R4/USEPA/US

08/15/2007 12:34 PM

To Robert Safay/R4/USEPA/US@EPA

cc

Subject Re: Fw: ATTACHMENT Re: Need your assistance -  
McDowell Co NC Health Assessment

Bob-  
Thanks - do you have a point of contact at the NC DOH?  
Dawn

Robert Safay/R4/USEPA/US

Robert Safay/R4/USEPA/US

08/15/2007 10:11 AM

To Dawn Taylor/R4/USEPA/US@EPA

cc

Subject Re: Fw: ATTACHMENT Re: Need your assistance -  
McDowell Co NC Health Assessment

Under the ATSDR cooperative agreement program this request has been forwarded to the NC DOH. Bob  
Dawn Taylor/R4/USEPA/US



Dawn Taylor/R4/USEPA/US

08/09/2007 04:37 PM

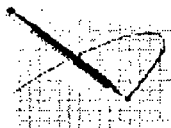
To Robert Safay/R4/USEPA/US@EPA

cc

Subject Fw: ATTACHMENT Re: Need your assistance - McDowell  
Co NC Health Assessment

oops, forgot the letter....  
[attachment "McDowell Co NC congressional Aug 2007.PDF" deleted by Dawn Taylor/R4/USEPA/US]

Dawn Taylor/R4/USEPA/US



Julia Mooney/R4/USEPA/US

08/16/2007 02:53 PM

To :Dawn Taylor/R4/USEPA/US@EPA

cc Shannon Thomas/R4/USEPA/US@EPA, Julia  
Mooney/R4/USEPA/US@EPA, Gregg  
Worley/R4/USEPA/US@EPA

bcc

Subject Ext. to White House control

History:  This message has been replied to.

Dawn

As we discussed by phone this morning, HQ will not normally grant an extension on a White House control. However, after discussion with the Director of OEX, he has agreed to make an exception in this instance. The extended due date for AX-07-001-2322-WH will be Thursday, 8/30/07.

Gregg - you should have a copy of this control for input/coordination purposes.

Julia Mooney  
Office of External Affairs  
EPA, Region 4  
61 Forsyth Street, SW  
Atlanta, GA 30303  
404/562-8302





"James.Bateson@ncmail.net"  
<James.Bateson@ncmail.net>

08/22/2007 01:34 PM

Please respond to  
"James.Bateson@ncmail.net"  
<James.Bateson@ncmail.net>


To :Dawn Taylor/R4/USEPA/US@EPA

cc Mina.Shehee@ncmail.net

bcc

Subject McDowell Petition

History:

 This message has been replied to.

Dawn,

Find attached a letter response to your request for assistance on the McDowell County Petition. The letter has dual signatures, and has been signed by the head of the Occupational and Environmental Epidemiology Branch. I'm working at home today, but will be able to have someone run across town to NC DPH tomorrow to fetch it, have Jack Butler sign it, and fax it to you. Will overnight delivery of the original hard copy be needed? Let me know what we can do moving forward on this.

Thanks,

Jim Bateson



McDowell+Petition+Response+DEE+Edits.doc



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4

ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

AUG 23 2007

Ms. Elizabeth M. T. O'Nan  
Director  
Protect All Children's Environment  
396 Sugar Cove Road  
Marion, North Carolina 28752

Dear Ms. O'Nan:

Thank you for your July 6, 2007, letter to President George W. Bush concerning a petition for environmental investigation at thirty facilities in McDowell County, North Carolina and a health assessment of the entire County. Your letter was forwarded to the U. S. Environmental Protection Agency (EPA) Region 4 office in Atlanta, Georgia for response.

EPA considers all citizen requests important and we want to make sure that your concerns are addressed appropriately and in a timely manner. In order to conduct a preliminary assessment of the thirty facilities, we require additional information. Please submit a Preliminary Assessment Petition (enclosed) separately for each facility. Be sure to include a detailed description of the hazardous substance involved, the nature and history of any activities that have occurred regarding the suspected release of contamination, and a description of your environmental and public health concerns. This will enable us to determine if a release has occurred or if there is a threat of release of a hazardous substance and decide if it is eligible for response under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). More importantly, by providing this information to us, we will be able to respond to your request in a more timely and thorough manner, ensuring that we address your specific concerns.

The Agency for Toxic Substances and Disease Registry (ATSDR) and the North Carolina Health Assessment, Consultation, and Education (HACE) Program have the authority to conduct health assessments. I have been in contact with them regarding your petition. You requested a survey of records of criminal convictions and various types of police and school records. Neither of these programs has access to those types of records. A specific and detailed description of your health concerns will be needed before any meaningful survey of certificates of death can be conducted. Prior to determining if a broad health assessment of the entire county should be performed, we will need additional information referencing specific sources of risk.

We appreciate your desire to protect and preserve the environment and hope that you find this information useful. I assure you that we are doing everything we can to investigate concerns of citizens, such as yourself, and provide responses based on all the information available to us. We look forward to receiving additional information detailing your specific environmental and public health concerns. If you have questions or need additional information from EPA Region 4 Superfund Division, please contact me or Jennifer Wendel at (404) 562-8799.

Sincerely,

A handwritten signature in dark ink, appearing to read "Franklin E. Hill", with a stylized flourish at the end.

Franklin E. Hill  
Director  
Superfund Division

Enclosure



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

June 3, 2008

Elizabeth M.T. O'Nan  
396 Sugar Cove Road  
Marion, North Carolina 28752

Re: Preliminary Assessment Petition of McDowell County Facilities

Dear Ms. O'Nan:

The United States Environmental Protection Agency (EPA) is providing you with copies of Preliminary Assessments (PA) completed at 11 of the 22 facilities that we received a request from you to investigate.

---

Under provisions of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA, or Superfund), citizens can request that EPA investigate an environmental problem that may directly affect them. In a PA, EPA attempts to verify the existence of released hazardous waste at a site that may fall under Superfund. PAs are conducted by EPA or their representative. In the case of the facilities that you identified, EPA has utilized a Cooperative Agreement with the North Carolina Department of Environment and Natural Resources, Superfund Branch, to conduct the PAs. EPA Region 4 utilizes this Cooperative Agreement to complete all Superfund Preliminary Assessment and Site Assessment work in the State of North Carolina.

One of the facilities, Coats American, had been previously assessed under Superfund, so the report included for that site is termed a "reassessment" and represents a review of all past Superfund assessment work and current information. The remaining 10 facilities were reviewed by obtaining all available environmental information, and compiling this information in the Preliminary Assessment Report (PA).

The 11 reports included with this letter are:

1. Coats American: Site Reassessment, recommend No-Further Action
2. Cobia Boat Company: Preliminary Assessment, Recommend No-Further Action
3. McDowell Panel and Components: Preliminary Assessment, recommend No-Further action
4. CEMEX, Inc., CEMEX Construction Materials: Preliminary Assessment, recommend No-Further Action.
5. Explosives Supply-Woodlawn: Preliminary Assessment, recommend No-Further Action
6. MayMead Materials: Preliminary Assessment, recommend No-Further Action
7. McDowell Cement: Preliminary Assessment, recommend No-Further Action

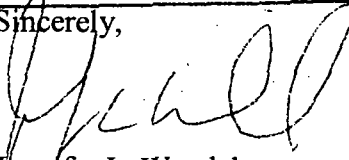
8. Unlimited Finishing: Preliminary Assessment, recommend No-Further Action
9. D.R. Banks Grading and Trucking: Preliminary Assessment, recommend No-Further Action
10. Ethan Allen Operations, Inc, Pine Valley Division 19: Preliminary Assessment, recommend No-Further Action
11. Johnson Paving Company: Preliminary Assessment, recommend No-Further Action

EPA is attempting to complete all of the requested assessment work as quickly as possible. As you know, CERCLA provides EPA 12 months to complete a Preliminary Assessment following the receipt of a petition by a citizen. EPA received your petitions, dated September 16, 2007, for the 22 facilities and has been compiling all information to assist us in completing the PAs. It is our hope that the remaining 11 assessments will be completed within the next month or two.

If you have any questions, please feel free to contact me at (404)-562-8799.

---

Sincerely,



Jennifer L. Wendel  
Remedial Project Manager

Enclosures (11 Reports)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4

ATLANTA FEDERAL CENTER

61 FORSYTH STREET

ATLANTA, GEORGIA 30303-8960

October 14, 2008

Elizabeth M.T. O'Nan  
396 Sugar Cove Road  
Marion, North Carolina 28752

Re: Preliminary Assessment Petition of McDowell County Facilities

Dear Ms. O'Nan:

The United States Environmental Protection Agency (EPA) is providing you with copies of Preliminary Assessments (PAs) completed at 11 of the 23 facilities that we received a request from you to investigate.

Under provisions of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA, or Superfund), citizens can request that EPA investigate an environmental problem that may directly affect them. In a PA, EPA attempts to verify the existence of released hazardous waste at a site that may fall under Superfund. PAs are conducted by EPA or their representative. In the case of the facilities that you identified, EPA has utilized a Cooperative Agreement with the North Carolina Department of Environment and Natural Resources, Superfund Branch, to conduct the PAs. EPA Region 4 utilizes this Cooperative Agreement to complete all Superfund Preliminary Assessment and Site Assessment work in the State of North Carolina.

One of the facilities, Baxter Healthcare Corp., had been previously assessed under Superfund, so the report included for that site is termed a "reassessment" and represents a review of all past Superfund assessment work and current information. The remaining 10 facilities were reviewed by obtaining all available environmental information, and compiling this information in the Preliminary Assessment Report (PA).

The 11 reports included with this letter are:

1. Baxter Healthcare: Site Reassessment, recommend No-Further Action
2. Crane Co., Crane Resistoflex: Preliminary Assessment, Recommend No-Further Action
3. Galey and Lord Industries-McDowell Plant: Preliminary Assessment, recommend No-Further Action
4. Haldex Brake Products Corp.: Preliminary Assessment, recommend No-Further Action.
5. ITL Corp, Industrial Timber and Lumber: Preliminary Assessment, recommend No-Further Action
6. Jeld-Wen, Inc: Preliminary Assessment, recommend No-Further Action

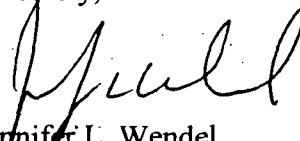


7. McDowell County Millwork: Preliminary Assessment, recommend No-Further Action
8. Metal Industries: Preliminary Assessment, recommended No-Further Action
9. Old Fort Finishing: Preliminary Assessment, recommend No-Further Action
10. Perfect Air Control: Preliminary Assessment, recommend No-Further Action
11. SGL Carbon LLC: Preliminary Assessment, recommend No-Further Action
12. Suez Energy Biopower: Preliminary Assessment, recommend No-Further Action

EPA has completed all of the work required by your petitions, received on September 16, 2007.

If you have any questions, please feel free to contact me at (404)-562-8799.

Sincerely,



Jennifer L. Wendel  
Remedial Project Manager

Enclosures (11 Reports)